



P.O. BOX 443 • 9814 ANTIOCH ROAD (Hwy 83) • SALEM, WI 53168  
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**SPECIAL BOARD MEETING  
TOWN BOARD MEETING**

The Town of Salem held a special meeting on Monday, May 14, 2007, at 6:00 P.M. at the Salem Town Hall, 9814-Antioch Road, Salem, Wisconsin, 53168 to receive information from Wisconsin Deferred Compensation. Present at the meeting were Chairman Tesar, Supervisors, O'Connell, Meier, and Faber. Weidman arrived at 6:20 PM. Chairman Tesar called the meeting to order at 6:08PM. Amanda Taylor from Wisconsin Deferred Compensation presented their program to the board. The board chooses the 457B Plan. Employees will be able to change donation amount at any time. Money will go thru payroll deduction. Amount can not exceed \$15,500.

At 6:36 it was moved by O'Connell and seconded by Weidman to adjourn. Motion carried 4-0.

The Town of Salem held their regular Monthly Meeting on Monday, May 14, 2007, at 7:00 P.M. at the Salem Town Hall, 9814-Antioch Road, Salem, Wisconsin, 53168. Chairman Tesar called the meeting to order at 7:00PM. Supervisors present at the meeting were O'Connell, Meier, Faber, and Weidman. Others present at the meeting were Utility District Administrator & Land Development Coordinator, Brad Zautcke, Attorney Richard Scholze, Chris Kaempfer, Public Safety Officer, Josh Cooper, Building Inspector, Jack Rowland, Fire Chief Mike Slover, and Highway Superintendent Mike Murdock.

**APPROVE MINUTES FROM PREVIOUS MEETINGS OF**

**4/9/07, 4/10/07, 04/24/07, 04/26/07, 04/30/07, 5/07/07 made on a Weidman/Meier motion. Motion carried 4-0.**

**TREASURER'S REPORT:**

**APRIL 2007- CASH REPORT FOR THE GENERAL ACCOUNT**

April 1, 2007- Beginning Balance **\$3,274,772.70**

<b><u>RECEIPTS</u></b>	<b>\$ 333,952.72</b>
Transfer from	
Tax Fund	\$ 1,159.49
Transfer from	
Cap. Projects	\$ 170,612.27
<b><u>DISBURSEMENTS</u></b>	<b>\$ 345,499.42</b>
PAYROLL	\$ 97,422.06
Transfer to Tax Fund	\$ 325,072.53
<b>TOTAL</b>	<b>\$ 767,994.01</b>

APRIL 30, 2007 - ENDING BALANCE \$3,012,503.17

APRIL 2007 - CASH REPORT FOR THE TAX ACCOUNT

April 1, 2007 - Beginning Balance \$ 108,663.80

<b><u>RECEIPTS</u></b>	<b>\$ 8,947.08</b>
Transfer from Gen. Acct	\$ 325,072.53

<b><u>DISBURSEMENTS</u></b>	<b>\$ 322,398.82</b>
Transfer to Gen. Fund	\$ 1,159.49

APRIL 30, 2007 - ENDING BALANCE \$119,125.10

APRIL 2007 - CASH REPORT FOR THE PARK ACCOUNT

April 1, 2007 - Beginning Balance \$ 656,253.15

<b><u>RECEIPTS</u></b>	<b>\$ 953.47</b>
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**DISBURSEMENTS**

APRIL 30, 2007 - ENDING BALANCE \$657,206.62

APRIL 2007 - CASH REPORT FOR THE MAINTENANCE ACCOUNT

April 1, 2007 - Beginning Balance \$ 52,491.78

<b><u>RECEIPTS</u></b>	<b>\$ 66.04</b>
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APRIL 30, 2007 - ENDING BALANCE \$52,557.82

APRIL 2007 - CASH REPORT FOR THE CAPITAL PROJECTS ACCOUNT

April 1, 2007 - Beginning Balance \$1,567,252.37

<b><u>RECEIPTS</u></b>	<b>\$ 6,560.36</b>
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<b><u>DISBURSEMENTS</u></b>	<b>\$170,612.27</b>
Transfer to Gen. Fund	

APRIL 30, 2007 - ENDING BALANCE \$1,403,200.46

APRIL 2007 - CASH REPORT FOR THE TRAILS ACCOUNT

April 1, 2007 - Beginning Balance \$ 210,212.64

RECEIPTS

\$ 902.86

APRIL 30, 2007 - ENDING BALANCE

\$211,115.50

APPROVE TREASURER'S REPORT on a Faber/Meier motion. Motion carried 4-0.

APPROVAL OF VOUCHERS:

TOWN OF SALEM:

End of Apr., 2007=\$ 187,506.32

May, 2007=\$ 138,130.23

UTILITY DISTRICT:

End of Apr. 2007=\$ 27,835.85

May, 2007=\$70,719.17

TOWN PAYROLL:

#8=\$67,044.03

#9=\$58,764.00

#10=\$69,765.78

UTILITY DISTRICT  
PAYROLL:

#8=\$17,987.38

#9=\$18,721.83

#10=\$18,001.49

Vouchers and Payroll approved on an O'Connell/Faber motion. Motion carried 4-0.

CITIZEN COMMENTS:

Linda Valentine-10816-269<sup>th</sup> Ave. We need a Town Administrator. The Board gave the new Clerk \$43,000 who will be making more than people who have demonstrated their value to the Town. The people that are all here for item # 9 need to know that the new clerk requested \$29,000 and was offered \$43,000. Supervisor O'Connell told Mrs. Valentine that her numbers were wrong. Valentine countered with I am not off by much.

Carl Siegel-24206-89<sup>th</sup> Street Is there any plans to install the home addresses this summer? Murdock said it is in the process. It is a 4 year project and will be started some time this summer.

EXPENDITURES:

1. DISCUSSION AND POSSIBLE ACTION ON A REQUEST FROM THE HIGHWAY DEPARTMENT TO PURCHASE THE TRUCK BODY:

Weidman moved to accept the bid from Monroe Truck Equipment for \$43,837.00. It was seconded by Faber. Motion carried 4-0.

UTILITY DISTRICT BUSINESS:

**1. DISCUSSION AND POSSIBLE ACTION ON ASSESSMENT PROCEDURE FOR THE SANITARY SEWER EXTENSION ON 271<sup>ST</sup> AVENUE (BLOOM).**

Chris Kaempfer explained that it is standard to extend to the far lot line. This situation is unique in the fact that there are 4 lots to be hooked in to the sewer. Lots 1,2,3 want sewer. Lot 4 does not. There is a lot 5, but they already have sewer. The road will be paved for lots 1,2, and 3. Mr. Bloom, the homeowner of lot 4 is aware that it will not be paved in front of his home. Weidman asked if taking out Lot 4 will affect the other homeowners? There may be a slight increase.

O'Connell moved to remove Bloom property(Lot 4) from the sanitary sewer extension on 271<sup>st</sup> Avenue. Meier seconded. Motion carried 4-0.

**2. DISCUSSION AND POSSIBLE ACTION ON REPLACEMENT EASEMENTS FOR TAMARACK TRAILS SUBDIVISION:**

Faber moved to recommend abandonment of Town Easement and replacement of new easement from the Developer of Tamarack Trails. Meier seconded. Motion carried 4-0.

**3. DISCUSSION AND POSSIBLE ACTION ON PURCHASING NEW FLOW METERS FOR THE UTILITY DISTRICT'S SANITARY SEWER SYSTEM:**

Faber moved to approve the Isco system for \$22466.00 Weidman seconded. Motion carried 4-0.

**4. DISCUSSION AND POSSIBLE ACTION ON INCLUDING CONNECTION FEES WITH THE SANITARY SEWER ASSESSMENT: tabled on 04-09-07**

O'Connell moved to approve including connection fees with the sanitary sewer assessment on the tax roll. Faber seconded. Motion carried 4-0.

**TOWN BUSINESS:**

**1. SUBSET REPORTS: REPORT AND ACTION TAKEN ON PREVIOUS SUBSET MEETINGS, FUTURE AGENDA ITEMS, AND UPCOMING SCHEDULED MEETINGS.**

Park Commission will be meeting on Thursday, May 17, 2007. Kenosha County Multi-jurisdictional Committee met and had a café Style meeting open to the public to discuss the Smart Growth Plan.

**2. APPROVAL OF PLANNING AND ZONING MEETING MINUTES OF 04/25/07:  
A. PUBLIC HEARING AND CONSIDERATION OF THREE VARIANCES:**

Joel and Michelle Kennedy, at Wilmot and Fox River Road, Wilmot, WI 53192, parcel # 67-4-120-303-0615.

Moved by Artac to approve the variance change to 30 ft. from the required 65 ft. on the street yard, variance change to 50 ft. from the required 75 ft. on the shore yard, and variance change to 8 ft. from the required 10ft. on the side yard. Fakes Seconded. Motion carried 5-0.

Moved by O'Connell to approve the variance change to 30 ft. from the required 65 ft. on the street yard, variance change to 50 ft. from the required 75 ft. on the shore yard, and variance change to 8 ft. from the required 10ft. on the side yard. Faber seconded. Motion carried 4-0.

**B. PUBLIC HEARING AND CONSIDERATION OF TWO VARIANCES:** John Skurski, at 116<sup>th</sup> Street, Trevor, WI 53179, parcel # 67-4-120-321-1116.

Moved by Fakes to approve variance change to 20ft. from the required 30 ft. on the street yard, variance change to 41.59 ft (patio) from the required 75 ft. shore yard, variance change to 49.53 ft. (house) from the required 75 ft. shore yard, and a variance change to 43.57 ft. (balcony/deck) from the required 75 ft. shore yard. Artac seconded. Motion carried 5-0.

Moved by O'Connell to approve variance change to 20ft. from the required 30 ft. on the street yard, variance change to 41.59 ft (patio) from the required 75 ft. shore yard, variance change to 49.53 ft. (house) from the required 75 ft. shore yard, and a variance change to 43.57 ft. (balcony/deck) from the required 75 ft. shore yard. Faber seconded. Motion carried 4-0.

**C. PUBLIC HEARING AND CONSIDERATION OF STAFFORD DEVELOPMENT REQUEST TO START CONSTRUCTION ON MODEL HOMES DURING THE INFRASTRUCTURE PHASE OF THE SUBDIVISION:**

Boening moved to send the Town Board a Recommendation to go ahead with the request to start construction on model homes during the infrastructure phase of Heritage Estates with wording in the Developer's Agreement indicating number of models, lot number, and assuring EMS access. Seconded by Arnold. Motion carried 5-0.

Moved by Meier to go ahead with the request to start construction on model homes during the infrastructure phase Heritage Estates with wording in the Developer's Agreement indicating number of models, lot number, and assuring EMS access as long as all requirements are met that are imposed by the County. Faber seconded. Motion carried 4-0.

**D. PUBLIC HEARING AND CONSIDERATION OF POSTING SIGNS ON PROPERTIES APPLYING FOR VARIANCES AND ZONING CHANGES TO THAT PROPERTY: BRAD ZAUTCKE**

Faber moved for Zautcke to set up staff meeting regarding procedures for posting of signs before Next P & Z meeting. Meier seconded. Motion carried 4-0.

**E. PUBLIC HEARING AND CONSIDERATION ON CHAPTER 4 & 5 OF THE MULTI-JURISDICTIONAL COMPREHENSIVE PLAN FOR KENOSHACOUNTY:**

Patrick Meehan's and Fire Chief Mike Slover's recommendations to Chapter 4 and 5 of the Multi-jurisdictional Comprehensive Plan for Kenosha County.

**Fakes seconded. Motion carried 5-0.**

**Meier moved to approve Patrick Meehan's and Fire Chief Mike Slover's recommendations to Chapter 4 and 5 of the Multi-jurisdictional Comprehensive Plan for Kenosha County. Weidman seconded. Motion carried 4-0.**

**3. APPROVAL OF PARK COMMISSION MINUTES OF 04/19/07:**

**Minutes were approved on a Weidman/O'Connell motion. Motion carried 4-0.**

**4. DISCUSSION AND POSSIBLE ACTION REGARDING A PROPOSED ORDINANCE TO ALLOW THE WATER PATROL TO ENFORCE FISHING REGULATIONS:  
TAKEN OFF OF AGENDA**

**5. DISCUSSION AND POSSIBLE ACTION REGARDING APPROVAL OF THE DEVELOPER'S AGREEMENT FOR HERITAGE ESTATES SUBDIVISION: Available at Town Hall upon request**

**O'Connell moved to approve the Developer's Agreement for Heritage Estates Subdivison subject to finalizing those cost estimates and other provisions. Seconded by Faber. Motion carried 4-0.**

**6. DISCUSSION AND POSSIBLE ACTION ON DRAINAGE CONCERN IN HERITAGE ESTATES:**

Roecker discussed the history of this drainage concern. They have been working to look at the overall drainage of property and the impacts it would have. Roecker explained that there is a Hold Harmless Agreement in this to protect the Town.

**Meier moved to approve drainage contract for Heritage Estates. Faber seconded. Motion carried 4-0.**

**7. DISCUSSION AND POSSIBLE ACTION REGARDING A PROPOSED ORDINANCE REGULATING THE NUMBER OF GARAGE SALES ALLOWED PER MONTH:**

The major concern was one person holding sales every weekend. Josh Cooper will look investigate and talk to County about this situation. **This item was tabled till next month.**

**8. DISCUSSION AND POSSIBLE ACTION ON AN ORDINANCE AMENDING SECTION 14.16 (3) OF THE TOWN OF SALEM CODE OF ORDINANCES RELATING TO REQUIRED CONNECTIONS TO STORM SEWERS:**

Roecker discussed that he had looked this over and felt comfortable if a parcel is adequate size which is 60,000 sq. ft. and it will not cause problems for the neighbors that the property owner would not have to hook up to the storm sewers. **Faber moved to approve amending Section 14.16 (3)with Roeckers recommendations. Motion carried 4-0.**

Developer Zanow spoke that he had brought this to the Town's Attention and in other municipalities they have found that 40,000 sq. ft. is sufficient. Murdock would recommend that we follow our Town Engineer.

**9. DISCUSSION REGARDING PIERS OFF OF TOWN PROPERTY NEAR CAMP LAKE OAKS: TINA BENSER AND OTHER RESIDENTS:**

This was an opportunity for residents to speak about their concerns with the notice that was placed on piers on April 16, 2007 to have their piers removed off of Town property.

Mr. Bob Garry 10040 270<sup>th</sup> Ave. He bought his property within the last year. He would not have purchased this property if he had not been told he had lake access.

Tina Benser- 27007 100<sup>th</sup> Street- Would like to know why only these properties in this area are being targeted?

Supervisor Faber gave history on this issue. Murdock let everyone know that it cost \$300.00 per pier to be removed. We have spent over \$2000.00 for this pier issue. Rocco Vita Assessor for the Town of Salem was contacted in May of 2006, to see if these properties were assessed to the water's edge. They were not and at that time, we knew these were off of Town property. A spotlight was brought on to these properties because of the condition of the piers. Once we found out the laws regarding this issue, the Town must follow the law. The poster that was put out was not true. Each situation needs to be looked at and the Town is working on other areas.

Ed Raymond 9907-278<sup>TH</sup> AVE.  
Shame on all of you that have piers and did not take care of them. Taking tax money for freeloaders is unacceptable.

Linda Gattuso 27007 101<sup>st</sup> Street  
She can relocate her pier to the lake side.

Ty Obefer 10092-270<sup>th</sup> Ave  
He is a new owner and would not have bought if he knew.

Chief Slover said this may be able to use this for a fire lane.

Kevin O'Keefe What can the Board do to help us out?

Linda Valentine suggested to talk to your neighbors that are on the lake and work out an arrangement with them.

Brian O'Keefe is concerned that his girls will not be able to fish off the piers. Next meeting he will bring his girls to ask why the Town Board will not let them fish any more off the pier.

Michael Flarity- 20027 270<sup>th</sup> Ave  
Could the Association lease the land?

Attorney Scholze indicated that this land would not fall under State Statutes for leasing.

Jackie Lang 10046 270<sup>th</sup> Ave  
Can we get the willow tree removed? Murdock indicated it has been too wet. As soon as it dries up.

Tesar commented that once the issue came to light, the DNR is aware of the situation, we can not look the other way.

The town will check into if you can leave a boat anchored overnight.

**10. DISCUSSION AND POSSIBLE ACTION REGARDING BASEMENT STORAGE OF COATS COLLECTED BY SHARING CENTER FOR SENIOR CITIZENS TO BE DISTRIBUTED BY FIRE DEPARTMENTS ON EMERGENCY CALLS:**

The town denied this request and did not feel it was appropriate to have people coming to the Town Hall to receive coats. It would put an increased burden on our staff.

**11. DISCUSSION AND POSSIBLE ACTION REGARDING A VARIANCE IN TOWN OF SALEM ORDINANCE 5-10-10A (2)a,b :LISA SMITH**

The town denied this request.

**12. DISCUSSION ON "MILLER PARK OF TREVOR" DEDICATION, JUNE 1<sup>ST</sup>, 2007 AT 10:00AM-10:30AM:**

Linda Valentine explained some of the days events and requested that if any of the supervisors would like to speak that would be appreciated.

**13. DISCUSSION AND POSSIBLE ACTION ON CHAPTERS 4 & 5 OF THE MULTIJURISDICTIONAL COMPREHENSIVE PLAN FOR KENOSHA COUNTY: Available at Town Hall upon request**

Motion was taken care of at item 2 (e)

**14. DISCUSSION AND POSSIBLE ACTION ON TAMARACK TRAILS PARK DONATION:**

Developer requested that this item be taken off the agenda.

**15. DISCUSSION AND POSSIBLE ACTION REGARDING AN ORDINANCE AMENDING SECTION 12.03(4)(E) OF THE TOWN OF SALEM CODE OF ORDINANCES RELATING TO INSPECTIONS FOR LICENSED PREMISES:**

Weidman approved to amend Section 12.03 (4)(e) of the Salem Ordinance that would allow for inspections of premises, but would not require. Meier seconded. Motion carried 4-0.

**16. DISCUSSION AND POSSIBLE ACTION ON WHETHER OR NOT THE BOARD WILL CONSIDER THE NONRENEWAL OF A LIQUOR LICENSE FOR LAST RESORT:**

Weidman moved to give notice to the Last Resort for Non-renewal of Liquor License. O'Connell seconded. Motion carried 4-0.

**17. DISCUSSION AND POSSIBLE ACTION REGARDING AN ORDINANCE AMENDING THE PROVISIONS OF SECTIONS 1.01 AND 1.02 OF THE TOWN OF SALEM CODE OF ORDINANCES REGARDING ELECTED AND APPOINTED TOWN OFFICIALS WITHIN THE TOWN OF SALEM:**

O'Connell moved to amend provisions of Sections 1.01 and 1.02 of the Town of Salem ordinance to appoint clerk and treasurer position for up to three years. Meier seconded. Motion carried 4-0.

**18. DISCUSSION AND POSSIBLE ACTION REGARDING THE APPOINTMENT OF TOWN OF SALEM PLANNING AND ZONING COMMISSION MEMBERS:**

Faber moved to approve Roger Phillips to a 1 year term and Richard Fakes, Kim Breunig, and Stephen Arnold to 3 year terms. O'Connell seconded.

19. DISCUSSION AND POSSIBLE ACTION REGARDING CHANGING THE TOWN WEBSITE DOMAIN NAME:

Tabled until Town Clerk Cindi Ernest has time to review.

20. DISCUSSION AND POSSIBLE ACTION REGARDING SENDING CINDI ERNEST TO THE WI MUNICIPAL CLERKS/TREASURERS INSTITUTE JULY 8-13, 2007.

Meier moved to approve Town Clerk Cindi Ernest to attend the WI Municipal Clerks/Treasurers Institute July 8-13, 2007.

21. DISCUSSION AND POSSIBLE ACTION REGARDING HIRING OF ADDITIONAL EMPLOYEE FOR HIGHWAY DEPARTMENT: ROBERT POINT

Meier moved to approve the hiring of Robert Point for the Highway Department. O'Connell seconded. Motion carried 4-0.

22. DISCUSSION AND POSSIBLE ACTION REGARDING ROGER PATTIE'S PROMOTION TO CAPTAIN AT STATION 67 (WILMOT):

O'Connell moved to approve Roger Pattie for Captain at Station 67 (Wilmot). Faber seconded. Motion carried 4-0.

23. DISCUSSION AND POSSIBLE ACTION REGARDING PROPOSED PAY INCREASES FOR TOWN OF SALEM EMPLOYEES GARY CAPUTO; CRYSTI NEUMAN; AND SUSY HUBER:

O'Connell moved to pay Gary Caputo \$55,000 for 2007. Meier seconded. Motion carried 4-0.

O'Connell moved to give a 3% raise to Crysti Neuman. Faber seconded. Motion carried 4-0.

Meier moved to give a 3% raise to Susy Huber. Weidman seconded. Motion carried 4-0.

All Pay increases are retroactive to January 1, 2007.

24. DISCUSSION AND POSSIBLE ACTION REGARDING LAND AND DEVELOPMENT PAST DUE INVOICES:

Town board would like to have letters written to all contractors with past due invoices.

25. DISCUSSION AND POSSIBLE ACTION REGARDING A DONATION FOR THE YEARLY NIKKOLE TAYLOR MEMORIAL SCHOLARSHIP FOR A DESERVING SENIOR LINK CREW MEMBER FROM WILMOT HIGH SCHOOL:

Weidman moved to donate \$100.00 to the Nikkole Taylor Memorial Scholarship. Faber seconded. Motion carried 4-0.

**26. DISCUSSION AND POSSIBLE ACTION REGARDING CLERK'S COMPENSATION PACKAGE AS DESCRIBED IN OFFER LETTER:**

Change in letter to "follow the personnel manual to extent it does not conflict with this letter, made on a Faber/ Meier motion. Motion carried 4-0.

**27. DISCUSSION AND POSSIBLE ACTION REGARDING PICNIC LICENSE REQUEST FOR CENTER LAKE WOODS PROPERTY OWNERS ASSOCIATION FOR 6-6-07,7-21-07,8-18-07,9-15-07, AND 10-20-07:**

Faber moved to approve the picnic license request for Center Lake Woods Property Owners Association for 6-6-07,7-21-07,8-18-07,9-15-07, AND 10-20-07. Meier seconded. Motion carried 4-0.

**28. DISCUSSION AND POSSIBLE ACTION REGARDING PICNIC LICENSE REQUEST FOR SILVER LAKE SPORTSMEN CLUB FOR 06-24-07, 07-14-07,07-15-07, AND FOR 08-26-2007:**

O'Connell moved to approve the picnic license request for Silver Lake Sportsmen Club for 06-24-07, 07-14-07,07-15-07, AND FOR 08-26-2007. Weidman seconded. Motion carried 4-0.

**29. DISCUSSION AND POSSIBLE ACTION REGARDING OPERATOR'S LICENSES PENDING CLEAR RECORD CHECKS:**

- Alexander M. Grundland
- David Simpson
- Deanna Moore
- Ashley Denecke
- Tamara Hall
- Barbra Bear
- Linda Bernhardt
- Carl Bernhardt
- Kenneth Baldino
- Rebecca Whiddon

Meier moved to approve operator's licenses pending clear record checks. Weidman seconded. Motion carried 4-0.

**30. ADJOURN:**

O'Connell moved to adjourn at 9:09 PM. Faber seconded. Motion carried 4-0.

Minutes respectfully prepared and submitted by:

Crysti Neuman  
Deputy Clerk/Treasurer